

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

No. CR 05-00167 WHA

Plaintiff,

v.

**ORDER STRIKING JOINDER OF  
DEFENDANT CHRISTOPHER  
BYES**

EDGAR DIAZ, RICKEY ROLLINS, DON  
JOHNSON, ROBERT CALLOWAY,  
DORNELL ELLIS, EMILE FORT,  
CHRISTOPHER BYES, PARIS RAGLAND,  
RONNIE CALLOWAY, ALLEN  
CALLOWAY, and REDACTED  
DEFENDANTS Nos. ONE & TWO,

Defendants.

Defendants' Stage I motions were due in this criminal action May 31, 2006. Defendant Christopher Byes filed a "Joinder in All Stage I Motions" on June 27, 2006, after all briefing was completed. Doing so deprived the government of an opportunity to respond to any facts peculiar to defendant Byes. This put the government at an unfair disadvantage. The joinder is therefore **STRICKEN** for being filed late.

**IT IS SO ORDERED.**

Dated: June 30, 2006

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE